

FEB 08 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Attorney Docket No. 11969ROUS02U)

In the Application of:
Wen Tong et al.

Serial No.: 09/764,660

Filed: January 18, 2001

For: HYBRID ARQ SCHEMES WITH
SOFT COMBINING IN VARIABLE
RATE PACKET DATA
APPLICATIONS

§ Group Art Unit: 2665
§ Examiner: Thomas E. Volper
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CERTIFICATE OF FILING BY FACSIMILE

I hereby certify that this correspondence is being filed
via Facsimile to (703) 872-9306 on February 8, 2005


Bruce E. Garlick

RESPONSE TO FIRST OFFICE ACTION

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicants hereby respond to the Office Action mailed September 8, 2004 and respectfully request consideration of the remarks presented herein. Attached hereto is a petition for a two-month extension of time and the requisite fee of \$450, which extends the response date to February 8, 2005.

In a Restriction Requirement, the Examiner restricted pending claims 1-47 into: Group I claims 1-7, 15-19, 25-29, 36-38, and 42-44; and Group II claims 8-14, 20-24, 30-35, 39-41, and 45-47. Applicants elected Group I claims 1-7, 15-19, 25-29, 36-38, and 42-44, without traverse, and herein cancel the non-elected claims.